

CONTINUATION APPLICATION TRANSMITTAL FORM
UNDER RULE 1.53(b)

| | | | | |
|----------------|---|-----------|--|---|
| DOCKET NUMBER | ANTICIPATED CLASSIFICATION OF THIS APPLICATION: | | PRIOR APPLICATION SERIAL NUMBER: 09/658,765 | PRIOR APPLICATION FILING DATE: SEPTEMBER 8, 2000 |
| 50370-60409CON | CLASS: | SUBCLASS: | EXAMINER LI, RUIXIANG | ART UNIT: 1646 |

MAIL STOP PATENT APPLICATION
 COMMISSIONER FOR PATENTS
 P.O. Box 1450
 ALEXANDRIA, VA 22313-1450

CERTIFICATION UNDER 37 CFR 1.10

Date of Deposit: December 1, 2003Mailing Label Number: EV 342589657 US

I hereby certify that this 37 CFR 1.53(b) request and the documents referred to as attached therein are being deposited with the United States Postal Service on the date indicated above in an envelope as "Express Mail Post Office to Addressee" service under 37 CFR 1.10 and addressed to Mail Stop Patent Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Peter C. Lauro, Esq.

Name of Person Signing Certification

Signature of Person Signing Certification

Dear Sir:

This is a request for filing a continuation application under 37 CFR 1.53(b), of pending prior application no. 09/658,765, filed on September 8, 2000, of Kirill Ostanin, *et al.* entitled CELL SURFACE PROTEINS AND USE THEREOF AS INDICATORS OF ACTIVATION OF CELLULAR SIGNAL TRANSDUCTION PATHWAYS.

1. ☒ Enclosed is a copy of patent application. The copy of the enclosed papers is as follows:

- ☒ 49 pages of specification
☒ 5 pages of claims
☒ 1 page of abstract
☒ 3 pages of Sequence Listing
☒ 6 pages of unexecuted Declaration, Petition and Power of Attorney

I hereby verify that the attached papers are a true copy of the prior complete application serial no. 09/658,765 filed on September 8, 2000.

2. ☒ Pursuant to 37 C.F.R. §1.27(c), Applicants hereby assert that small entity status is entitled to be asserted for this application.
3. ☒ The filing fee is calculated below:

| | NUMBER OF CLAIMS FILED | | | NUMBER EXTRA |
|--|------------------------|-------|-------|--------------|
| TOTAL | * 42 | MINUS | ** 20 | = 22 |
| INDEP. | * 3 | MINUS | *** 3 | = 0 |
| <input type="checkbox"/> MULTIPLE DEPENDENT CLAIMS | | | | |

SMALL ENTITY

| RATE | FEE |
|-----------|----------|
| x 9 = | \$198.00 |
| x 43 = | \$0.00 |
| +145 = | \$0.00 |
| BASIC FEE | \$385.00 |
| TOTAL | \$583.00 |

OTHER THAN A SMALL ENTITY

| RATE | FEE |
|-----------|----------|
| x 18 = | \$0.00 |
| x 86 = | \$0.00 |
| + 290 = | \$0.00 |
| BASIC FEE | \$770.00 |
| TOTAL | \$0.00 |

OR

OR


 15342 U.S. PTO
 10/729576

4. ☒ A check in the amount of \$583.00 to cover the filing fee is enclosed. Please charge any additional fee or credit any overpayment to Deposit Order Account Number 04-1105. A duplicate of this letter is enclosed.
5. ☒ Amend the specification by inserting before the first line the paragraph: "This application is a continuation application of application no. 09/658,765, filed September 8, 2000, which claims priority to provisional application no. 60/153,300, filed September 10, 1999. The contents of the aforementioned applications are hereby incorporated by reference."
6. ☒ Please transfer the computer readable form of the sequence listing from prior application no. 09/658,765 to the instant application.
7. ☒ The power of attorney in the prior application is to Lahive & Cockfield, LLP and Peter C. Lauro, Esq., Reg. No. 32,360.
8. ☒ The prior application is assigned to Cadus Technologies, Inc., as recorded in the United States Patent and Trademark Office on February 11, 2002 at Reel/Frame 012598/0490-0499.
9. ☒ Also enclosed are an Information Disclosure Statement (2 pages), PTO Form 1449 (11 pages), and a copy of the Request for Five Month Extension of Time (1 page) filed in prior application no. 09/658,765 on even date herewith.
10. ☒ Address all future communications (May only be completed by applicant, or attorney or agent of record) to Peter C. Lauro, Esq. at Customer Number: **21874** whose address is:

Edwards & Angell, LLP
101 Federal Street
Boston, Massachusetts 02110



December 1, 2003
Date

EDWARDS & ANGELL, LLP
101 Federal Street
Boston, Massachusetts 02110
Tel. (617) 517-5509

Peter C. Lauro, Esq.
Reg. No. 32,360
☐ inventor(s) ☐ filed under §1.34(a)
☐ assignee of complete interest
☒ attorney or agent of record

17114 U.S. PTO
120103
In re the application of: Kirill Ostanin, *et al.*

Serial No.: 09/658,765

Filed: September 8, 2000

For: Cell Surface Proteins and Use Thereof As
Indicators or Activation of Cellular Signal
Transduction Pathways

Attorney Docket No.: 50370-60409 (formerly CPI-
122)

Group Art Unit: 1646

Examiner: Li, Ruixiang

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

REQUEST FOR FIVE-MONTH EXTENSION OF TIME

Dear Sir:

Applicants request a five-month extension of time pursuant to 37 CFR 1.136(a) in which to file an Appeal Brief. In lieu of filing an Appeal Brief, Applicants are filing on even date a Rule 53(b) continuation application.

Enclosed please find a check for the appropriate fee of \$1,005.00 based on small entity status. Please charge any underpayments or credit any overpayments to our Deposit Account No. 04-1105. A duplicate of this sheet is enclosed.

"Express Mail" mailing label number EV 342589643 US

Date of Deposit December 1, 2003

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

Signature

Peter C. Lauro, Esq.

Please Print Name of Person Signing

Edwards & Angell, LLP
Attorneys at Law

By Peter C. Lauro

Peter C. Lauro, Esq.
Registration No. 32,360
101 Federal Street
Boston, MA 02110
Telephone: 617-517-5509
Facsimile: 888-325-9044

Dated: December 1, 2003